

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 GERALD WILLIAMS,

4 Plaintiff

5 v.

6 ESURANCE, et al.,

7 Defendants

Case No.: 2:18-cv-01168-APG-PAL

**Order Directing Defendants to Re-Serve
Motion to Dismiss**

8 On February 6, 2019, the defendants filed a motion to dismiss. ECF No. 9. The
9 certificate of service for that motion shows it was sent to the plaintiff at 128 Cliveden Street. *Id.*
10 at 4. The plaintiff has not responded to that motion. That ordinarily would result in the
11 defendants' motion being granted as unopposed. *See* LR 7-2(d) ("The failure of an opposing
12 party to file points and authorities in response to any motion, except a motion under Fed. R. Civ.
13 P. 56 or a motion for attorney's fees, constitutes a consent to the granting of the motion.").
14 However, it appears the plaintiff may not have received the motion because he previously had
15 filed a document with an updated address of 5228 Morrissey Drive, Las Vegas, NV 89115-3331.
16 ECF No. 6.

17 IT IS THEREFORE ORDERED that the defendants shall re-serve the motion to dismiss
18 and a copy of the court's *Klinge* order (ECF No. 11) at the plaintiff's updated address of 5228
19 Morrissey Drive, Las Vegas, NV 89115-3331. The defendants shall provide proof of re-service
20 on or before May 10, 2019.

21 DATED this 3rd day of May, 2019.

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23 
ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE